

BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

Present: Shri Jagadananda, SIC

Date: 06th May, 2009

Complaint Case No. 671 / 2008



Pulin Magar,
At/PO-Kiakachhara-770020,
Sundargarh District.....Complainant

-Vrs-

Public Information Officer,
Office of the Child Development Project Officer,
Tangarpali,
Sundargarh District.....Opposite Party

Decision

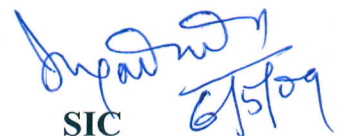
1. Complainant Pulin Magar is absent. His absence is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Kamini Dwivedi, Integrated Child Development Project (ICDP for short) Officer, Tangarpali Block, Sundargarh district is present. Heard. Perused the case record. The case arises out of a complaint petition dated 12/05/08.
2. The case is being heard for the first time. The Complainant wanted to file RTI application in form A before the PIO, Integrated Child Development Society Project Tangarapali Block on 25/04/08. Since the PIO (CDPO) was not available, he could not file the RTI application for which he sought the intervention of the State Commission and filed a complaint petition on 12/05/07. The Complainant sought information relating to Atma Nijukti Paramarsha Mela held at Ujjalpur High School during January, 2008 under Tangarpali Block.

3. The CDPO present today states that the Complainant visited her office during office hours on 25/04/08 and 29/04/08 for submission of RTI application. It is unfortunate that she was on tour on both the days to attend the Sector level meeting at Mahulpali and San Patrapali and related field visit to the Anganwadi Centres. The APIO of the Public Authority, Dambarudhar Adha was also absent as he had gone to SBI, Sundargarh to reconcile to Bank Account, Treasury Account etc on that day.
4. The tour records of 25/04/08 and 29/04/08 approved by the Sub-Collector, Sundargarh produced before the State Commission also corroborate the submission. The core issue of the Complainant was addressed on 03/07/08 and in this regard she produced acknowledgement of the Complainant during the course of hearing.
5. Since the PIO was absent on official engagement, this does not appear to be a fit case to initiate proceedings under Section 20 (1) of the RTI Act, 2005 (Act for short) either for deemed refusal or obstruction in furnishing the information.
6. However the PIO is directed to ensure citizen friendly facilitation arrangements to receive the RTI application under Section 5(3) and 7(4) of the Act in both letter and spirit. The Complainant had received all the information in the mean time.
7. With the observation as supra the case is disposed of and closed with no orders on penalty.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 06th day of
May, 2009.




SIC 6/5/09